SEP 0 1 2006

## AMENDMENT TRANSMITTAL LETTER

Docket No. CELLTH 3.0-003 CONT CONT

Application No. Filing Date Examiner Art Unit 10/758,800 January 16, 2004 A. N. Pryor 1616

Applicant(s): Raymond P. Warrell, Jr., Pier Paolo Pandolfi, and Janice L. Gabrilove

Invention: PROCESS FOR PRODUCING ARSENIC TRIOXIDE FORMULATIONS AND METHODS FOR TREATING CANCER USING ARSENIC TRIOXIDE OR MELARSOPROL

## TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

Independent Claims 1 - 3 = x 0.00  Multiple Dependent Claims (check if applicable)  Other fee (please specify):			CLAIM	S AS AMENI	DED	
Independent Claims 1 - 3 = X 0.00  Multiple Dependent Claims (check if applicable)  Define fee (please specify):  TOTAL ADDITIONAL FEE FOR THIS AMENDMENT: 0.00  X Large Entity Small Entity No additional fee is required for this amendment.  X Please charge Deposit Account No. 12-1095 in the amount of \$ A duplicate copy of this sheet is enclosed.  A check in the amount of \$ to cover the filling fee is enclosed.  Payment by credit card. Form PTO-2038 is attached.  X The Director is hereby authorized to charge and credit Deposit Account No. 12-1095 as described below. A duplicate copy of this sheet is enclosed.  X Credit any overpayment.  X Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17  Shawn P. Foley Attorney Reg. No.: 33,071  LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP 800 South Avenue West Westfield, New Jersey 07090		Remaining After	Number Previously	Extra Claims	Rate	
Multiple Dependent Claims (check if applicable)  Other fee (please specify):  TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:  No additional fee is required for this amendment.  X Please charge Deposit Account No. 12-1095 in the amount of \$ A duplicate copy of this sheet is enclosed.  A check in the amount of \$ to cover the filing fee is enclosed.  Payment by credit card. Form PTO-2038 is attached.  X The Director is hereby authorized to charge and credit Deposit Account No. 12-1095 as described below. A duplicate copy of this sheet is enclosed.  X Credit any overpayment.  X Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17  Shawn P. Foley  Attorney Reg. No.: 33,071  LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP 500 South Avenue West Westfield, New Jersey 07090	Total Claims	21	- 21 =		x	0.00
Other fee (please specify):  TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:  \[ \text{Large Entity} \]  \[ \text{Small Entity} \]  \[ \text{No additional fee is required for this amendment.} \]  \[ \text{V Please charge Deposit Account No.} \]  \[ \text{12-1095} \]  \[ \text{in the amount of \$ \]  \[ \text{A duplicate copy of this sheet is enclosed.} \]  \[ \text{Payment by credit card. Form PTO-2038 is attached.} \]  \[ \text{V The Director is hereby authorized to charge and credit Deposit Account No.} \]  \[ \text{12-1095} \]  \[ \text{as described below.} \text{ A duplicate copy of this sheet is enclosed.} \]  \[ \text{V Credit any overpayment.} \]  \[ \text{V Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17 \]  \[ \text{Shawn P. Foley} \]  \[ \text{Attorney Reg. No.:} \]  \[ 33,071 \]  LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP \]  \[ \text{300 South Avenue West} \]  Westfield, New Jersey 07090	•	1	- 3 =		х	0.00
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X   Large Entity	Other fee (pleas	e specify):				
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Docket No.: CELLTH 3.0-003

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(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Warrell et al.

terr et ar.

Application No.: 10/758,800 : Group Art Unit: 1616

Filed: January 16, 2004 : Examiner: A. N. Pryor

For: PROCESS FOR PRODUCING ARSENIC TRIOXIDE FORMULATIONS AND METHODS FOR TREATING CANCER USING ARSENIC TRIOXIDE OR

MELARSOPROL

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## RESPONSE

Dear Sir:

In response to the official action mailed June 17, 2004, Applicants submit the following remarks.